

**MICHAEL BEST
& FRIEDRICH LLP**
Attorneys at Law

www.mbf-law.com

Michael Best & Friedrich LLP
Waukesha Office
Two Riverwood Place
N19 W24133 Riverwood Drive
Suite 200
Waukesha, Wisconsin 53188-1174
Telephone (262) 956-6560
FAX (262) 956-6565**FACSIMILE TRANSMISSION****DATE:** February 11, 2004**TO:**

NAME	FAX NO.	PHONE NO.
Examiner Tam Tran USPTO - Art Unit 2676	(703) 746-8398	(703) 305-4196

FROM: Chad W. Shea**PHONE:** (262) 956-6525**SENT BY:** Kerry Dake**EXTENSION:** 6731**LOCATION:** Waukesha**RE:** Proposed Agenda For Telephonic Interview Regarding U.S. Patent Application No.
09/711,691

NUMBER OF PAGES, INCLUDING COVER:	2		
CLIENT MATTER NUMBER:	039199-9505	SENDER'S ACCOUNT NUMBER:	043

NOTES/COMMENTS:

Please see attached.

T:\client\039199\9505\F0051086.1

THE INFORMATION CONTAINED IN THIS FACSIMILE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, OR MAY BE PROPRIETARY CONFIDENTIAL INFORMATION OF A CLIENT, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IF YOU DO NOT RECEIVE ALL OF THE PAGES OR IF YOU EXPERIENCE FAX TRANSMISSION PROBLEMS, PLEASE CALL FAX DEPARTMENT AT (262) 956-6513 AS SOON AS POSSIBLE.

PAGE 1/2 * RCVD AT 2/11/2004 3:10:41 PM [Eastern Standard Time] * SVR:USPTO-EFAX-2/0 * DNIS:7468398 * CSID:262 956 6565 * DURATION (mm-ss):01-04

Patent Application No. 09/711,691

Filed: November 12, 2000

"METHOD AND APPARATUS FOR DISPLAYING PHYSIOLOGICAL PATIENT DATA"

Examiner Tran,

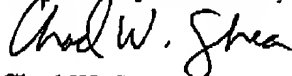
You asked me to provide a proposed agenda for the telephonic interview I proposed between Applicants' representative Chad W. Shea and Patent Examiner Tran (and Supervisor Matthew Bella) of the United States Patent and Trademark Office.

During the interview, I would like to discuss the 35 U.S.C. § 102 (e) rejections of claims 1-63 based on U.S. Patent No. 5,361,776 ("Samuelson") as discussed in paragraphs 2-15 of the Office action dated December 15, 2003. More specifically, I would like to discuss the Examiner's interpretation of the phrase "physiological patient data from a cyclic physiological waveform" as used in the claims. Applicants submit that Samuelson does not disclose the display of physiological patient data from a cyclic physiological waveform as suggested in the Office action, but instead discloses the display of measured voltages that result from the application of interrogating voltage pulses via an electrode. It is Applicant's position that such data is not from a cyclic physiological waveform.

Further, depending on the outcome of the above discussion, Applicant would like to discuss limitations of some of the dependent claims which Applicant believe are not disclosed by Samuelson. Please let me know if you require additional information regarding these dependent features.

I look forward to our conversation. I will plan to call at you and Supervisor Bella at 15:30 on February 12, 2004. The undersigned is available for telephone consultation at (262)956-6525.

Respectfully submitted,



Chad W. Shea
Reg. No. 48,470

File No. 039199-9505
Michael Best & Friedrich LLP
100 East Wisconsin Avenue
Milwaukee, Wisconsin 53202-4108
(414) 271-6560

T:\clients\039199\9505\F0051068.1